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CP 100/-

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (CHHATTISGARH)

Writ Petition No. 4044 /2006

Petitioner — Jagnarayan aged about 31 years S/o Late Ramavtar R/o West Chirmiri, Gafai (Gadabuda), Pondi Distt. Koriya

Versus

Respondents

1. South Eastern Coal Field Ltd. *through its Chairman cum* Managing Director, Seepat Road, Bilaspur (C.G.)
2. *Personnel Manager, SECL,* West Chirmiri Colliery, Distt. Koriya
3. *Deputy Chief Personnel Officer,* SECL,Chirmiri Area, Malviya Nagar,G. M. Complex Pondi *Chirmiri, Distt. Koriya*
4. Sub- Area Manager, SECL, West Chirmiri Colliery, Chirmiri, *Distt. Koriya*

C.R. No. 4113/06 Proj. Kotedar
Presented by
Dated 31/12/06

WRIT PETITION UNDER ARTICLE 226 AND 227 OF *CONSTITUTION OF INDIA*

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XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक WP/4044/ **सन्** 2006

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	10-8-2006 Mr. Parag Kotecha, counsel for the petitioner. Heard on admission. The case of the petitioner is that the petitioner's father was working as Trammer in the respondent Department. He died in harness on 13-10-2004. Therefore, the petitioner's mother applied for compassionate appointment of the petitioner herein and same has been rejected vide Annexure P-4 dated 14-6-2006 on the ground that the petitioner has already completed 35 years of age, whereas, the date of birth of the petitioner is 22-10-1974, thereby he has completed only 32 years of age as on date, therefore, it has been rejected on the ground of surmises. Learned counsel for the petitioner submits that in the circumstances, the petitioner may be allowed to make a detailed representation to respondent No.3 and in turn, respondent No.3 be directed to decide the representation after considering the age of the petitioner as per the documentary evidence. The prayer made by learned counsel for the petitioner is just, fair and reasonable. Therefore, the petitioner is allowed to make a detailed representation to respondent No.3 within fifteen days from today along with necessary documents regarding date of birth of the petitioner, other qualifications and a copy of this petition, in turn, respondent No.3 is directed to decide the representation within three months from the date of its receipt after considering the points raised by the petitioner, in an objective manner, in accordance with law. With the direction aforesaid, the petition stands disposed of. Parties are entitled for certified copy of this order. Sd/- L.C. Bhadoo Judge	

Soma
18.8.06